



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

SERIAL NO: 09/646,579

ART UNIT: 1645

FILING DATE: 12/27/2000

EXAMINER: Swartz, Rodney P.

INVENTOR: Ebringer

TITLE: **Diagnosis of Spongiform or De-Myelinating Disease**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED 8/6/03

AUG 04 2003

TECH CENTER 1600/2900

Certificate of Mailing: I hereby certify that this Response and the papers indicated as being transmitted herewith is being deposited with the United States Postal service as First-Class Mail on this date 29 July 2003, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Marcia Layton 29 July 2003
Marcia Layton Date

RESPONSE TO FINAL OFFICE ACTION, 37 CFR §1.116

Dear Sir:

Responsive to the Final Office Action dated June 17, 2003, Applicant requests:

(1) withdrawal of the finality of the Office Action; (2) entry of the fully executed Rule 132 Declaration of Alan Ebringer, attached hereto and previously submitted to the Office; and (3) favorable reconsideration in view of the attached Declaration.

This response is filed within two months of the date of the Final Office Action.

Applicant's Remarks begin on page 2 of this paper.